



TRIAL LAWYERS

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January 18, 2018

VIA EMAIL: to: [redacted] and [redacted]; and
VIA U.S. MAIL

National Response Center
2703 Martin Luther King Jr. Ave. SE, STOP 7713
Washington, DC 20593-7713

United States Coast Guard
Commandant (CG-611)
ATTN: FOIA Officer
U.S. Coast Guard Stop 7710
2703 Martin Luther King Jr. Ave. SE
Washington, DC 20593-7710

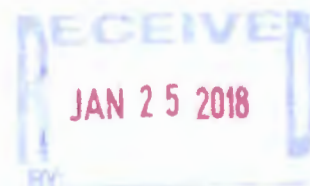
National Freedom of Information Officer
U.S. Environmental Protection Agency
1301 Constitution Avenue, NW, Room 6416 West
Washington, DC 20004

Regional Freedom of Information Officer
U.S. EPA, Region 6
1445 Ross Avenue (6MD-OE)
Dallas, TX 75202-2733

Re: **Date of Incident:** September 7, 2017
Location: Midland County, Texas
Our Client: Aaron Callaway
Our File Number: 40210.0001

TO WHOM IT MAY CONCERN:

This request is made under the Freedom of Information Act and the Texas Public Information Act. We represent Aaron Callaway, in connection with the injuries he sustained on September 7, 2017 when a gas line leaked, exploded and caught fire while trenching in Midland County, Texas. The gas line is owned and operated by Enlink North Texas Gathering, LP. The



location of the property wherein the incident took place is located between **9501 W. County Road 60, Midland, TX 79707** and **8401 W. County Road 60, Midland, Texas 79707** ("The Property") (GPS Coordinates 32.009561 -102.229126).

The trencher was driven by Mr. Aaron Callaway while working for Tech Con Trenching, Inc. The general contractor was MPS Enterprises, Inc. d/b/a Milford. The project involved the installation of a water line for Solaris Water Midstream, LLC.

It is our understanding that the United States Coast Guard, National Response Center, and/or U.S. Environmental Protection Agency may have investigated this incident and/or may have materials relevant to this incident. In accordance with the Freedom of Information Act, we respectfully request a copy of the following:

1. Any and all reports, incidents reports, investigation reports, witness statements, photos, notes, measurements, written information, fire origin or cause reports, dispatch information, depth of char documentation, arc-mapping documentation, physical evidence or materials or any other records or written memorandum or investigative materials which relate in any way or manner whatsoever to any response, dispatch, visit, site or location examination or inspection, or investigation conducted or performed on or around the property in Midland County, Texas;
2. Any and all records and documents, including but not limited to, the investigation report including witness statements, interview statements, investigation reports, investigation statements, photographs, notes, video tapes, audio recordings, blood tests results, criminal charges, or citations associated with the above-described incident;
3. Any and all supplemental records, documents or reports to the original investigation report, supplemental incident reports, including but not limited to, witness statements, interview statements, investigation reports, investigation statements, photographs, notes, video tapes, blood tests results, criminal charges, citations;
4. Voluntary statements and/or any statements taken;
5. Any and all documents, reports, investigation material regarding the above referenced gas line explosion / fire of September 7, 2017; and
6. Any and all communication between the National Responses Center, United States Coast Guard, and/or U.S. Environmental Protection Agency and any third-party, other investigative entity office, or any other person involved with this September 7, 2017 incident.

If you determine that all or some portion of the information requested is excepted from required disclosure, we request that you provide us with the portions of the requested information that are public and reasonably segregated from that which you believe is excepted. If any records are in active use or in storage, please certify that fact in writing and set a date and hour within a reasonable time when the records will be available as required by section 552.221 of the Act.

If you determine that all or some portion of the information is excluded from required public disclosure under a particular exception, we request that you advise us as to which exceptions you believe apply.

We are prepared to pay reasonable costs for copying, within the guidelines set by sections 552.261, 552.262, 552.263, 552.267, 552.268, and 552.269. It is our understanding that you will notify us of the amount of your fees associated with this request, and you will forward the records upon receipt of our payment.

We request a timely response, within the next ten (10) business days. Thank you in advance for your courtesies in this regard. If you have any questions, or need additional information, please do not hesitate to contact me or my Associate, Bryce Duke at (210) 305-4220 and/or via email at: bduke@anglawfirm.com or wallan@anglawfirm.com.

Sincerely,

ALLAN, NAVA & GLANDER, PLLC



William N. Allan IV

WNA:jv

ActiveCases/40210.0001 - Callaway, Aaron v EnLink/Correspondence/Outgoing/FOIA:ORR/FOIA - NRC.docx



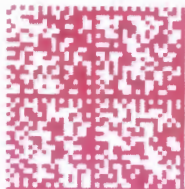
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San Antonio, TX 78231



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